

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF B & H, INC. AND)
RICHMOND UTILITIES, LLC FOR)
APPROVAL OF THE TRANSFER OF) CASE NO. 2004-00336
WASTEWATER TREATMENT PLANT TO)
RICHMOND UTILITIES, LLC)

O R D E R

On August 30, 2004, B & H, Inc. ("B&H") and Richmond Utilities, LLC ("Richmond Utilities") filed a joint application for approval of transfer of B&H's wastewater treatment plant to Richmond Utilities. On September 22, 2004, Commission Staff entered data requests to both parties. Responses to the data requests were not received until October 19, 2004.

Pursuant to KRS 278.020(5), the Commission must approve or reject the transfer of a utility within 60 days of an initial application; the joint application in this case must be approved or rejected no later than October 29, 2004. The Commission, however, may, upon good cause shown, extend the time for approval an additional 60 days.

The responses to the Commission Staff's data requests were not received until 10 days prior to the deadline for approval or rejection of the application. As a result, the Commission has not had adequate time to review the responses to determine if the application should be approved. Therefore, the Commission finds that good cause exists to continue the application for an additional 60 days.

IT IS THEREFORE ORDERED that the application is continued an additional 60 days to and including December 28, 2004.

Done at Frankfort, Kentucky, this 27th day of October, 2004.

By the Commission

ATTEST:

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Executive Director